

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION**

JOEY KIMBROUGH,  
  
Plaintiff,  
  
v.

Case No. 1:22-cv-01993-TWP-MJD

**NOTICE OF STATUS OF  
ARBITRATION PROCEEDINGS**

AMERICAN EXPRESS COMPANY AKA  
AMERICAN EXPRESS NATIONAL BANK

and

TRANS UNION LLC

Defendants. /

The Notice is Acknowledged.

TWP  
1/9/2024

Pursuant to the Court's Order on Motion to Compel Arbitration [ECF No. 49] and the Court's Order Staying Proceedings Pending Arbitration and Dismissing Pending Motion Without Prejudice [ECF No. 50] (together, the "Orders"), Defendant American Express National Bank ("American Express") states the following:

1. Pursuant to the Court's Orders [ECF Nos. 49 & 50], American Express must file a "Notice setting forth the status of the arbitration proceedings on or before Friday, January 5, 2024, and every thirty (30) days thereafter."
2. On December 22, 2023, the United States Court of Appeals for the Seventh Circuit dismissed Plaintiff's appeal, No. 23-2911. *See* Order, attached hereto as Exhibit 1.
3. On December 22, 2023, the United States Court of Appeals for the Seventh Circuit dismissed Plaintiff's appeal, No. 23-2912. *See* Order, attached hereto as Exhibit 2.
4. To date, American Express has not received notice that Plaintiff has commenced arbitration proceedings.
5. American Express will file another Notice setting forth the status of the arbitration